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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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APPLICANT : Stephen Miller  
SERIAL NO. : 10/726003  
FILED : November 12, 2003  
TITLE : Collapsible Structure Frame  
ART UNIT : 3636  
EXAMINER : Winnie S. Yip  
DOCKET NO. : 9539a  
CUSTOMER NO. : 021905

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**PETITION TO REINSTATE PATENT APPLICATION OR  
ALTERNATIVELY A PETITION TO REVIVE**

April 5, 2006

Commissioner of Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicant petitions that the above-identified application should be reinstated. Applicant's attorney, John J. Connors, informed Examiner Yip in a telephone conference on or about March 27, 2006, that a Notice of Appeal (copy attached) had been mailed by Express Mail Service on October 13, 2005, in reply to a Final Office Action due September 15, 2005. A request for a one-month extension and a check for \$160 was included with the Notice of Appeal to cover the required fees. Also, an authorization to charge the attorney's deposit account was also included with the Notice of Appeal. Enclosed is a copy of a self-addressed post card

stamped by the Patent Office indicating that this Notice of Appeal and accompanying documents was received by the Patent Office on October 13, 2005.

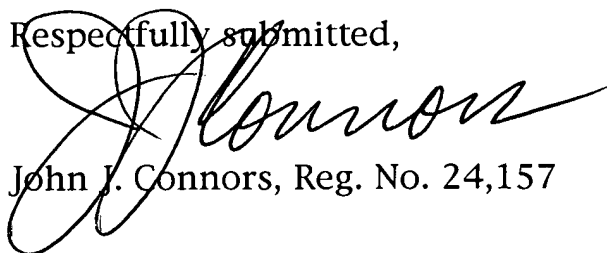
During the telephone conference Examiner Yip acknowledged that Applicant had submitted in a timely manner a reply to the Final Office Action, and that the abandonment was the fault of the Patent Office. Thus, the above-identified application should be reinstated.

Alternatively, if this is unacceptable, since a reply was filed, namely, a Notice of Appeal, the application should be revived since the entire delay in filing the reply from the due date to this petition to revive was unintentional.

#### ATTORNEY DOCKET NUMBER

Please note the Applicant's attorney correct docket number is 9539a, and confirm that this docket number has been entered in the Patent Office records in connection with the above-identified application.

Respectfully submitted,



John J. Connors, Reg. No. 24,157

CONNORS & ASSOCIATES, INC.  
1600 Dove Street, Suite 220  
Newport Beach, CA 92660

PHONE 949-833-3622

FAX 949-833-0885

## CERTIFICATE OF MAILING

I hereby certify that this correspondence is being mailed with the United States Postal Service as First Class Mail, the correct postage paid, in an envelope addressed to: U. S. Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on April 6, 2006.

By: 

## AUTHORIZATION TO CHARGE/CREDIT DEPOSIT ACCOUNT

The commissioner is hereby authorized to charge payment of any additional fees associated with this communication or credit any overpayment to Deposit Account No. 03-2830.

By: 



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

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APPLICANT : Stephen Miller  
SERIAL NO. : 10/726,003  
FILED : November 12, 2003  
TITLE : Collapsible Structural frame  
ART UNIT : 3637  
EXAMINER : Winnie Yip  
DOCKET NO. : 9539a  
CUSTOMER NO. : 021905

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NOTICE OF APPEAL

October 13, 2005

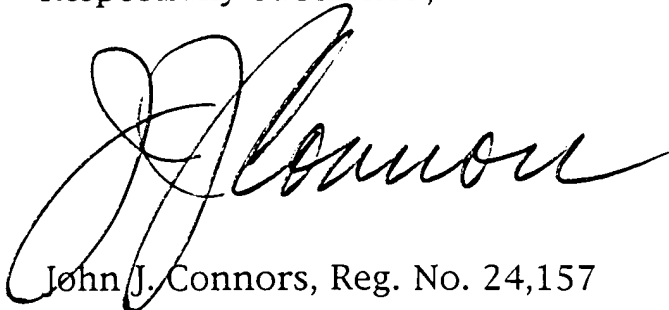
Commissioner for Trademarks  
P. O. Box 1451  
Alexandria, VA 22313-1451

Dear Commissioner:

Applicant hereby files this Notice of Appeal, under 37 CFR Section 2.141 to appeal the Final Rejection of June 15, 2005, in connection with the above-identified application. Enclosed herewith is Cheque No. 2292 in the amount of \$100 to cover the filing fee for Notice Of Appeal and \$60.00 for one-month extension of time.

Any additional fees, if required, should be charged to the Applicant's attorney's deposit account indicated below.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "J. Connors". The signature is fluid and cursive, with a large initial "J" and "C".

John J. Connors, Reg. No. 24,157

CONNORS & ASSOCIATES

1600 Dove Street, Suite 220

Newport Beach, CA 92660

Telephone: 949-833-3622

Facsimile: 949-833-0885



**CERTIFICATE OF U. S. EXPRESS MAIL UNDER 37 CFR 1.10  
for Serial No. 10/726,003**

I hereby certify that this correspondence is being mailed with the United States Postal Service "Express Mail Post Office To Addressee" as provided under 37 CFR 1.10 on the date indicated immediately below, the correct postage paid, in an envelope addressed to: Honorable Assistant Commissioner for Trademarks, Commissioner for Trademarks, P. O. Box 1451, Alexandria, VA 22313-1451

**EXPRESS MAIL NUMBER:** **EV787514120US**

By: Beth Ellison  
Beth Ellison

Date: Oct. 13, 2005

**REQUEST FOR EXTENSION OF TIME**

Applicant respectfully requests an extension of time to reply to the last Office Action, from Sept. 15, 2005 to October 15, 2005.

By: John J. Connors  
John J. Connors

**AUTHORIZATION TO CHARGE/CREDIT DEPOSIT ACCOUNT**

The commissioner is hereby authorized to charge payment of any additional fees associated with this communication or credit any overpayment to Deposit Account No. 03-2830.

By: Beth Ellison  
Beth Ellison



APPLICANT : Stephen F. Miller  
TITLE : COLLAPSIBLE STRUCTURE FRAME  
U.S. SERIAL NO.: 10/726,003  
DOCKET NO. : 9539a  
CUSTOMER NO. : 21905

Enclosed is Reply to Office Action of June 15, 2005, Notice Of Appeal, Check #2292 for \$160 for Appeal Fee and one month extension fee, Certificate Of Express Mailing and Authorization To Charge/Credit Deposit Account. The above referenced documents received by the United States Patent and



sted.

10-13-2005

U.S. Patent & Trademark Mailbox Dt. #66

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2292

US Commissioner Patents & TM's

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Appeal Fee & 1 mo ext fee  
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**CONNORS & ASSOCIATES, INC.**

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16-49-1220

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DATE

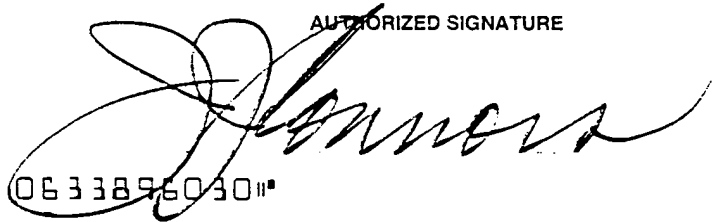
AMOUNT

10/13/05

\$160.00

US Commissioner Patents & TM's  
U.S. Patent & Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450

AUTHORIZED SIGNATURE



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